

### IN THE UNITED STATES PATENT AND TRADEMARK FFICE

Inventor(s)
Title of invention
of which is being transmitted herewith
OR CA
of: David Kramer and Brad A. Haskell
0 9 / 905,422 Group No.: 1732 C 2007
)

Assistant Commissioner for Patents Washington, D.C. 20231

#### INFORMATION DISCLOSURE STATEMENT

## CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\* (When using Express Mail, the Express Mail label number is mandatory; Express Mail certification is optional.) I hereby certify that, on the date shown below, this correspondence is being: MAILING ☐ deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231 37 C.F.R. § 1.8(a) 37 C.F.R. § 1.10\* with sufficient postage as first class mail. as "Express Mail Post Office to Addressee" EL545369085US (mandatory.) Mailing Label No. **TRANSMISSION** ☐ transmitted by facsimile to the Patent and Trademark Office Date: 10/16/2001 Laurie M. Feltes (type or print name of person certifying) \*WARNING: Each paper or fee filed by Express Mail must have the number of the "Express Mail" mailing label placed thereon prior to mailing, 37 C.F.R. § 1.10(b).

"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will **not** be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

(Information Disclosure Statement [6-1]—page 1 of 4

- NOTE: "An information disclosure statement shall be considered by the Office if filed by the applicant:
  - (1) Within three months of the filing date of a national application;
  - (2) Within three months of the date of entry of the national stage as set forth in § 1.491 in an international application; or
  - (3) Before the mailing date of a first Office action on the merits, whichever event occurs last." 37 C.F.R. § 1.97(b).
- NOTE: "Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all Information known to that individual to be material to patentability as defined in this section." 37 C.F.R. § 1.56(a).

"Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

(1) each inventor named in the application;

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- (2) each attorney or agent who prepares or prosecutes the application; and
- (3) every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application." 37 C.F.R. § 1.56(c).
- NOTE: The "duty as described in § 1.56 will be met so long as the information in question was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98 before issuance of the patent." Notice of January 9, 1992, 1135 O.G. 13 -25 at 17.

WARNING: "No information disclosure statement may be filed in a provisional application." 37 C.F.R. § 1.51(b).

### List of Sections Forming Part of This Information Disclosure Statement

The following sections are being submitted for this Information Disclosure Statement:

(check sections forming a part of this statement: discard unused sections and number pages consecutively)

1.	X	Preliminary Statements								
2.	$\boxtimes$	FORMS PTO/SB/08A and 08B (formerly FORM PTO-1449)								
3.		Statement as to Information Not Found in Patents or Publications								
4.		Identification of Prior Application in Which Listed Information Was Already Cited and for Which No Copies Are Submitted or Need Be Submitted								
5.		Cumulative Patents or Publications								
6.	X	Copies of Listed Information Items Accompanying This Statement								
7.		Concise Explanation of Non-English Language Listed Information Items								
		7A.   EPO Search Report								
		7B.								
8.		Translation(s) of Non-English Language Documents								
9.		Concise Explanation of English Language Listed Information Items (Optional)								
10.		Identification of Person(s) Making This Information Disclosure Statement								
	(complete the following, if appropriate)									

NOTE: "Once the minimum requirements are met, the examiner has an obligation to consider the information."

Notice of April 20, 1992 (1138 O.G. 37-41, 37).

(Information Disclosure Statement [6-1]—page 2 of 4

, respectively, have been continued on ADDED PAGE(S).

## Secti n 1. Preliminary statem nt

Applicants submit herewith patents, publications or other information, of which they are aware that they believe may be material to the examination of this application, and in respect of which, there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 C.F.R. 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

(Information Disclosure Statement — Section 1. Preliminary Statements [6-1] — page 3 of 4

# Section 10. Identification f Person(s) Making This Information Disclosure Statement

The pe	erso	n m	aking this	s statement is		
				(check each	applicable item)	
	(a)		the inve	entor(s) who signs be	eiow	
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				supplied by the inv	ventor(s).	
					vidual associated with the filing and prosecution (37 C.F.R. § 1.56(c))	
				in the practitioner's	s file.  autoritioner  Signature of Practitioner	
Reg. N	lo.:	3	36 <b>,</b> ,563		Paul R. Katterle	
Tel. No	o.: (	216	566-3	650	(type or print name of practitioner)	
Customer No.:					The Sherwin-Williams Company  P.O. Address  11 Midland Bldg Legal De  101 Prospect Avenue, N.W.	p <b>t.</b>
					Cleveland, Ohio 44115	

ATTY DOCKET NO. SERIAL NO. 09/905,422 6606 INFORMATION DISCLOSU David Kramer & Brad A. Haskell (Use several sheets if neces FILING GROUP 07/13/2001 1732 **U.S. PATENT DOCUMENTS** \*EXAMINER FILING DATE SUBCLASS DOCUMENT NUMBER CLASS DATE NAME INITIAL IF APPROPRIATE 3,584,076 06/08/1971 260 863 Chetakian, E. 3,630,960 12/28/1971 Chetakian, E. 02/28/1978 12/02/1976 4,076,788 Ditto, E. D. 12/16/1980 315 06/21/1979 4,239,796 Shanoski, et al. 4,414,173 11/08/1983 Cobbledick, et al. 257 10/25/1982 04/02/1985 428 424.4 03/26/1984 Cobbledick, et al. 4,508,785 252 511 08/13/1985 07/18/1983 4,534,888 Cobbledick, et al. 4,603,181 07/29/1986 Nishino, et al. 525 528 04/03/1985 05/19/1987 525 35 11/27/1985 4,666,978 Storey, et al. 255 04/07/1986 4,668,460 05/26/1987 Ongena, R. E. 264 03/24/1992 525 28 02/15/1990 5,098,950 Kagaya, et al. FOREIGN PATENT DOCUMENTS TRANSLATION SUBCLASS DOCUMENT NUMBER DATE COUNTRY CLASS YES NO WO 98/11166 03/19/1998 **PCT** CO8L 101/00 OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) First Chemical Corporation, Material Safety Data Sheet, Revision B - August 28, 1998, pages 1-5

EXAMINER DATE CONSIDERED

First Cure, DMPT Accelerator, Received June 17, 1999, 1 page

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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Landec Corporation, Intelimer Polymer Bound Cobalt Promoters for FRP Applications, (Rev. 4-98), 7 pages

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	Landec Corporation, Material Safety Data Sheet, Effective Date: 05/28/98, 5 pages  First Chemical Corporation, FirstCure Performance Polymer Products, 1 page								
	The Norac Company, Inc., Material Safety Data Sheet - Norox P-20, Revised 11/6/98, 3 pages, plus 2 pages of Specifications And Properties information dated 2/90								
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